

Exhibit 9

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

Ex. rel.

VEN-A-CARE OF THE FLORIDA
KEYS, INC., a Florida corporation,
by and through its principal officers
and directors, ZACHARY T. BENTLEY
and T. MARK JONES,

Plaintiff,

ACTAVIS MID ATLANTIC LLC, et al.

Defendants

MDL No. 1456

Master File No. 01-cv-12257-PBS

Subcategory No. 06-11337-PBS

Civil Action No. 08-CV-10852

Judge Patti B. Saris

JOINT MOTION TO MODIFY DISCOVERY AND PRE-TRIAL DEADLINES

1. Pursuant to CMO 32, entered February 25, 2010 (Master Dkt. No. 6926), the Court has established the following deadlines for upcoming discovery and pre-trial events:

EVENT	DEADLINE
Deadline for all parties to complete fact discovery	April 15, 2011
Plaintiffs' deadline to serve expert reports and other materials in compliance with Fed. R. Civ. P. 26(a)(2)(B)	May 6, 2011
Deadline for defendants to depose plaintiffs' experts	June 3, 2011
Defendants' deadline to serve expert reports and other materials in compliance with Fed. R. Civ. P. 26(a)(2)(B)	June 17, 2011
Deadline for plaintiffs to depose defendants' experts	July 15, 2011
Deadline for all parties to file motions for summary judgment	August 19, 2011
Deadline for all parties to file responses to motions for summary judgment	September 23, 2011

Deadline for all parties to file replies to responses to motions for summary judgment	October 21, 2011
Deadline for all parties to file sur-replies to the replies filed in response to the motions for summary judgment	November 11, 2011

2. Since the entry of CMO 32, the parties have worked toward these deadlines actively and in good faith. For example, all parties have exchanged initial disclosures, served at least one set of discovery requests, responded to at least one set of discovery requests, and begun the exchange of substantial document productions.

3. In early December of 2010, moreover, each defendant began exploring potential settlement options with the relator through the aid of Mediator Eric Green.

4. After conferring about the current status of these efforts and the deadlines set forth in CMO 32, the parties now agree that additional time is needed to: (1) continue discussing any potential settlement options; (2) obtain and review adequate fact discovery; (3) complete expert discovery; and (4) draft and file motions for summary judgment.

5. For these reasons, the parties jointly request that the Court modify the schedule set forth in CMO 32 by extending the upcoming deadlines by 90 days as follows:

EVENT	MODIFIED DEADLINE
Deadline for all parties to complete fact discovery	July 15, 2011
Plaintiffs' deadline to serve expert reports and other materials in compliance with Fed. R. Civ. P. 26(a)(2)(B)	August 5, 2011
Deadline for defendants to depose plaintiffs' experts	September 2, 2011
Defendants' deadline to serve expert reports and other materials in compliance with Fed. R. Civ. P. 26(a)(2)(B)	September 16, 2011
Deadline for plaintiffs to depose defendants' experts	October 14, 2011
Deadline for all parties to file motions for	November 18, 2011

summary judgment	
Deadline for all parties to file responses to motions for summary judgment	December 23, 2011
Deadline for all parties to file replies to responses to motions for summary judgment	January 20, 2012
Deadline for all parties to file sur-replies to the replies filed in response to the motions for summary judgment	February 10, 2012

6. For the Court's convenience, a Proposed Order is attached.

Respectfully Submitted,

ON BEHALF OF ALL DEFENDANTS

s/Kimberly Perrotta Cole
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*Counsel for Par Pharmaceutical, Inc.
& Par Pharmaceutical Companies, Inc.*

Dated: March 22, 2011

**ON BEHALF OF RELATORS/
PLAINTIFFS**

s/Glenn W. MacTaggart
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*Counsel for Relator Ven-A-Care of
the Florida Keys, Inc.*

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Ex. rel.

*VEN-A-CARE OF THE FLORIDA
KEYS, INC., a Florida corporation,
by and through its principal officers
and directors, ZACHARY T. BENTLEY
and T. MARK JONES,*

Plaintiff,

ACTAVIS MID ATLANTIC LLC, et al.

Defendants

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Subcategory No. 06-11337-PBS

Civil Action No. 08-CV-10852

Judge Patti B. Saris

[PROPOSED] CMO No.

Upon consideration of the parties' Joint Motion to Modify Discovery and Pre-Trial Deadlines filed on March 22, 2011, it is hereby **ORDERED** that the Pre-Trial Schedule set forth on page 14 of CMO 32 (Master Dkt. No. 6926), entered by this Court on February 25, 2010, is hereby **MODIFIED** as follows:

ACTION	DEADLINE
Deadline for all parties to complete fact discovery	July 15, 2011
Plaintiffs' deadline to serve expert reports and other materials in compliance with Fed. R. Civ. P. 26(a)(2)(B).	August 5, 2011
Deadline for defendants to depose plaintiffs' experts	September 2, 2011
Defendants' deadline to serve expert reports and other materials in compliance with Fed. R. Civ. P. 26(a)(2)(B).	September 16, 2011
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This Order modifies CMO 32 only to the extent set forth above and in no way affects, alters, or changes any other portion of CMO 32.

SO ORDERED.

Date

The Honorable Patti B. Saris
UNITED STATES DISTRICT COURT JUDGE

CERTIFICATE OF SERVICE

I, Kimberly Perrotta Cole, counsel for defendants Par Pharmaceutical, Inc. & Par Pharmaceutical Companies, Inc., and on behalf of those defendants as well as defendants Actavis MidAtlantic, LLC; Alparma Inc.; Alparma USPD Inc. f/k/a Barre-National, Inc; Barre Parent Corp.; Sandoz Inc. f/k/a Geneva Pharmaceuticals, Inc.; Watson Pharmaceuticals, Inc.; and Schein Pharmaceutical Inc., and relator Ven-A-Care of the Florida Keys, Inc., hereby certify that I have caused a true copy of the foregoing Joint Motion to Modify Discovery and Pre-Trial Deadlines and the corresponding Proposed Order to be delivered to all counsel of record via CM/ECF filing and via the Lexis Nexis File & Serve system this 22nd day of March, 2011.

s/Kimberly Perrotta Cole
Kimberly Perrotta Cole